

SENATE BILL 2653

By Campbell

AN ACT to amend Tennessee Code Annotated, Title 40,
Chapter 11, relative to bail.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-11-118(a), is amended by deleting the subsection and substituting instead the following:

(a) A defendant for whom bail has been set may execute the bail bond and deposit with the clerk of the court before which the proceeding is pending a sum of money in cash equal to the amount of the bail. Upon depositing this sum, the defendant shall be released from custody subject to the conditions of the bail bond. Bail shall be only set in an amount that the defendant has the ability to pay according to evidence after the court makes findings on the record by clear and convincing evidence that money bail is necessary and no other conditions, supports, or services will ensure community safety and court appearance, as required.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.